UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO:

79/009205

APPLICANT:

KTS Co., LTD

CORRESPONDENT ADDRESS:

George A. Loud

BACON & THOMAS, PLLC

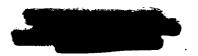
625 SLATERS LANE, FOURTH FLOOR ALEXANDRIA, VIRGINIA 22314-1176

MARK:

POWER MAGNUM

CORRESPONDENT'S REFERENCE/DOCKET NO: N/A

CORRESPONDENT EMAIL ADDRESS:



RETURN ADDRESS:

Commissioner for Trademarks P.O. Box 1451

Alexandria, VA 22313-1451

If no fees are enclosed, the address should include the words "Box Responses - No Fee."

Please provide in all correspondence:

- 1. Filing date, serial number, mark and applicant's name.

 2. Date of this Office Action.
- 3. Examining Attorney's name and Law Office number.
- 4. Your telephone number and e-mail address...

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The trademark-examining attorney has carefully reviewed the request for reconsideration and is not persuaded by applicant's arguments. No new issue has been raised and no new compelling evidence has been presented with regard to the point(s) at issue in the final action. TMEP §715.03(a). Therefore, the request for reconsideration is denied and the final refusal is continued. 37 C.F.R. §2.64(b); TMEP §715.04.

The filing of a request for reconsideration does not extend the time for filing a proper response to the final action, which runs from the date the final action was mailed. 37 C.F.R. §2.64(b); TMEP §§715.03 and 715.03(c).

Please Note - the examining attorney has found the applicant's amended identification of goods to be acceptable and therefore, does not raise a new issue for consideration. Evidence or amendments that are merely cumulative and are not significantly different from material previously submitted do not raise a new issue that requires the examining attorney to issue a non-final action. In re GTE Education Services, 34 USPO2d 1478 (Comm'r Pats. 1994) (examining attorney properly determined that no new issue had been raised in request for reconsideration of final refusal based on inadequate specimens, where the substitute specimens submitted with the request were deficient for the same reason as original specimens). TMEP §715.03(b).

If the applicant has any questions regarding this correspondence, please telephone the assigned examining attorney.

/Richard F. White/ Trademark Examining Attorney Law Office 109

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